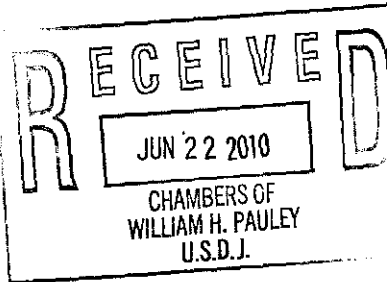


**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**



1/20/2010

**SANELA KOLENOVIC,**

**Plaintiff,**

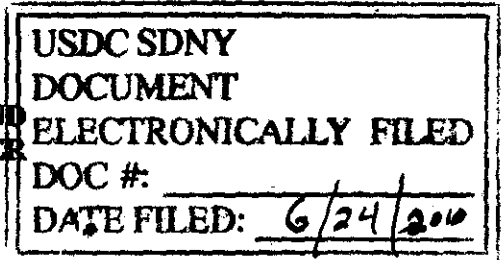
**Civil Action No. 08 CV 0067 (WHP)**

**-against-**

**ABM INDUSTRIES, INC., ABM ENGINEERING  
SERVICES COMPANY, ABM JANITORIAL  
NORTHEAST, INC. and FRANCIS NAGROWSKI,**

**Defendants.**

**STIPULATION AND  
PROPOSED ORDER**



**WHEREAS, all claims that were asserted by Plaintiff in the above-captioned Complaint have been dismissed, with prejudice, on summary judgment, except for Plaintiff's gender-based hostile work environment claim under New York City Law (the "Claim"); and**

**WHEREAS, the Court has indicated its intention not to exercise supplemental jurisdiction over the Claim;**

**The Parties Stipulate as follows:**

- 1. The Court shall remand the Claim to the Supreme Court of the State of New York, County of New York. Defendants shall not contest venue.**
- 2. The decision of the Federal Court of Appeals for the Second Circuit shall be in effect and binding in the State Court action.**
- 3. All of the discovery (including depositions) in the Federal Action shall be accepted by the parties as all of the discovery (including depositions) in the State Court action. The parties shall seek no further discovery concerning the Claim.**
- 4. Within 30 days of the Court's remand, Plaintiff shall file a Note of Issue with the Supreme Court of the State of New York, County of New York.**

5. In accordance with the New York Civil Practice Law and Rules, Defendants may file a motion for summary judgment on the Claim.

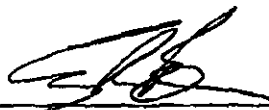
Dated: June 21, 2010  
New York, New York



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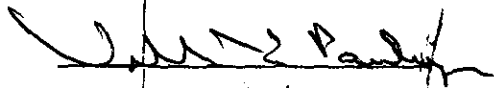
Dated: June \_\_, 2010  
New York, New York



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A Professional Corporation  
900 Third Avenue, 8th Floor  
New York, NY 10022  
212.583.9600

Attorneys for Defendants

So Ordered:

  
June 23, 2010